Presentation of Guests

Senator Moffett by unanimous consent of the Senate presented the Senior Class of Newcastle High School of Newcastle and Mr. H. T. Wilkerson and Rozelle Wilkerson to the Members of the Senate.

Presentation of Guests

Senator Rogers of Travis by unanimous consent of the Senate presented students of the John B. Winn School of Austin and teachers Miss Walker and Mrs. Swenson to the Members of the Senate.

Bill Signed

The presiding officer announced the signing by the President pro tempore in the presence of the Senate, after the caption had been read, the following bill:

S. B. No. 130, A bill to be entitled "An Act creating 'Northeast Texas Municipal Water District,' a conservation district under Article XVI, Section 59, of the Constitution, comprising the territory contained within the cities of Mt. Pleasant, Jefferson, Avinger, Hughes Springs, Lone Star, Marshall, Ore City, Gilmer, Pittsburg, and Daingerfield, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; etc.; and declaring an emergency."

Adjournment

On motion of Senator Moffett, the Senate at 11:57 o'clock a. m. adjourned until 10:30 o'clock a. m. on Monday, April 27, 1953.

FIFTY-THIRD DAY

Monday, April 27, 1953)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Ashley	Kazen
Bell	Kelley
Bracewell	Lane
Colson	Latimer
Corbin	Lock
Fuller	Martin
Hardeman	McDonald

Rutherford Moffett Sadler Moore Secrest Parkhouse Shireman **Phillips** Strauss Rogers Wagonseller of Childress Rogers of Travis Weinert Willis Russell

A quorum was announced present.

The Invocation was offered by the Reverend W. H. Townsend, Chaplain, as follows:

Our Father Who Art In Heaven, we are journeying toward a destiny not seen with physical eyes. Teach us that we are to walk by faith and not by sight. Open our spiritual eyes that we may see the invisible as the eternal things, and may we know that heaven and earth shall pass away, but thy word shall abide forever. We pray in Christ's name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the preceedings of Thursday, April 23, 1953, was dispensed with and the Journal was approved.

Senate Resolution 246

Senator Aikin offered the following resolution:

Whereas, The Honorable J. C. Davis, of Rule, Texas, former distinguished Member of the House of Representatives and an outstanding citizen of Texas, and one of the finest physicians of this State, is a visitor to the Capitol today; and

Whereas, The Senate is desirous of extending to Dr. Davis a most hearty welcome; now, therefore, be it

Resolved, That Dr. J. C. Davis be extended the privileges of the floor for today.

AIKIN MOFFETT

The resolution was read and was adopted.

Senator Aikin presented Dr. Davis to the Members of the Senate.

Senate Resolution 247

Senator Moffett offered the following resolution:

Whereas, We are honored today to have in the gallery a group of Midwestern University students from

Wichita Falls, Texas, accompanied by Professor A. F. Edwards; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City;

Whereas, This fine group of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this group and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Moffett presented the students and Professor Edwards to the Members of the Senate.

Senate Bill 325 on First Reading

Senator Moffett moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin Moffett Ashley Moore Bell Parkhouse Phillips Bracewell Colson Rogers Corbin of Childress Rogers of Travis Fuller Hardeman Russell Rutherford Hazlewood Sadler Kazen Secrest Kellev Shireman Lane Latimer Strauss Wagonseller Lock Weinert Martin Willis McDonald

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Moffett:

S. B. No. 325, A bill to be entitled "An Act amending House Bill No. 111, Acts of the 53rd Legislature, Regular Session, 1953 (General Appropriation ate Bill No. 477, Acts, 1937, 45th

Act), by adding a new section to Article V, authorizing the Texas Agricultural Experiment Station to purchase, maintain, and operate passenger vehicles; and declaring an emergency."

To the Committee on Finance.

Bills and Resolutions Signed

The President signed in the presence of the Senate, after the captions had been read, the following enrolled bills and resolutions:

- S. B. No. 215, A bill to be entitled "An Act relating to public grain warehouses; dealing with the storage in bulk of nonperishable grains and field seeds; defining certain terms as used in this Act; vesting certain powers and duties in the State Commissioner of Agriculture, etc.; and declaring an emergency."
- S. B. No. 72, A bill to be entitled "An Act amending Chapter 163, Acts of the 42nd Legislature, Regular Session, 1931, as amended, to specifically authorize cities and counties to enter into lump sum or unit price contracts and to make certain changes in the work to be performed or materials, equipment and supplies to be furnished under public contracts; etc., and declaring an emergency."
- H. B. No. 508, A bill to be entitled "An Act applicable only to the Sweet-water Oak Creek Lake, Coke County, State of Texas, providing for a closed season and an expiration date; regulating the manner and methods of taking fish, minnows and frogs from said lake; prohibiting the sale of fish or minnows taken from said lake; prohibiting the transportation of minnows beyond the border of Coke County; providing that nothing in this Act shall permit trespassing and placing the burden of proof; providing for enforcement of the Act; providing that the general laws of the State shall govern as to length, number, or type of fish taken from said lake; providing that if any provision of this Act be held invalid, such invalidity shall not affect any other provision; and declaring an emergency."
- S. C. R. No. 9, Granting H. C. Womack permission to sue the State.
- H. B. No. 412, A bill to be entitled "An Act to amend Section 8 of Sen-

Legislature, page 1494-d, Chapter 506, providing for the handling and disposition of excess funds arising from delinquent tax sales; and declaring an emergency."

H. B. No. 407, A bill to be entitled "An Act to provide for a limitations statute of suspense and trust fund refund warrants drawn by the Comptroller of Public Accounts; to provide for disposition of any monies represented by warrants voided by this the office of the State Treasurer; to provide a savings clause; and declaring an emergency."

H. B. No. 345, A bill to be entitled "An Act amending Section 12 of Acts of the 51st Legislature, Regular Session, 1949, Chapter 330, page 620, so as to provide that the Court Reporter of the 118th Judicial District will be compensated in accordance with existing laws governing the compensation of Court Reporters; and declaring an emergency.

H. B. No. 504, A bill to be entitled "An Act providing that the Commissioners' Court of any County may set aside from the general fund amounts not to exceed one thousand (\$1,000.00) dollars for any one collecting office of the County to be used in making change; providing that the bonds of each and every public official shall cover his responsibilities for the correct accounting and disposition of said change funds; making it unlawful to use such change funds for making loans or advances or for cashing checks or warrants of any kind; providing that the Commissioners' Court may recall change funds at any time; repealing all laws and parts of laws of this State in conflict with the Act to the extent of such conflict only; and declaring an emer-gency."

H. B. No. 323, A bill to be entitled "An Act enabling the Game and Fish Commission to sell or exchange sections or parcels of land in Brewster, Culberson or Hudspeth Counties; limiting the amount and quality of land that may be sold or exchanged; prescribing the manner of exchange; providing for a minimum price that may be accepted in case of sale; providing for disposition of monies received as a result of land sales; and declaring an emergency.

"An Act to re-enact and amend Section one of House Bill No. 168, Chapter 243, page 451, Acts of the Fifty-first Legislature, Regular Session, 1949, codified as Article 974-G, Section one, Vernon's Civil Statutes of the State of Texas, providing for the annexation, by all cities and towns, with the consent of the owner or owners of land or territory, to the extent of one-half (%) mile in width, which is vacant and without residents, or on which less than three (3) qual-Act; to provide for certain records in | ified voters reside, contiguous and adjacent to any incorporated city or town; providing that this Act shall be cumulative of other laws on the subject of annexation of territory by cities and towns; and declaring an emergency."

> H. B. No. 479, A bill to be entitled "An Act authorizing and directing the execution and delivery by the Board of Directors of Texas Technological College, acting by the Chairman of the Board of Directors thereof, of a right of way easement to certain land in Lubbock County, Texas, to the State Highway Commission of the State of Texas, for the construction and maintenance of a State highway across the campus of Texas Techno-logical College; and declaring an emergency."

> H. B. No. 444, A bill to be entitled "An Act to amend Subdivision 83 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, as amended by Acts, Regular Session of the 41st Legislature, Chapter 11, page 245, so as to change and fix the time and terms of holding the 83rd District Court in Jeff Davis, Presidio, Brewster, Pecos, Upton and Reagan Counties; providing for the holding of as many sessions in any term as may be deemed expedient; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds and making them returnable to the next term of court in said counties and district as herein fixed; validating the summon-ing of grand and petit juries under this Act; making provision for courts in session at the time of the taking effect of this Act; and declaring an emergency."

H. B. No. 528, A bill to be entitled "An Act regulating fishing in certain eclaring an emergency."

Waters of the Big Wichita River and lakes impounded thereon and in the waters of Lake Kickapoo on the Little

Wichita River; and declaring an emergency."

H. B. No. 626, A bill to be entitled "An Act to preserve and protect wild and tame pheasants, quails, partridges and doves within the following prescribed portion of Kaufman County, for a period of five (5) years, from the final passage and effective date of this Act, and declaring a closed season therein, by prohibiting killing of any of said wild or tame fowls and birds by any method, whether by fire-arms, shotguns, rifles, BB guns, sticks or clubs, prescribing a penalty for violation of this Act; and declaring an emergency."

H. C. R. No. 17, Granting T. F. Truelove and wife permission to sue the State of Texas.

H. C. R. No. 24, Proposing that the Statute of Limitation shall not apply in the case of R. E. Cowan and the collection by the said R. E. Cowan, under Article 3892, Revised Civil Statutes of Texas, 1925, of the delinquent and/or deficit fees due to said R. E. Cowan for the year 1933 as District Clerk of Jefferson County, Texas.

H. C. R. No. 63, In memory of the Honorable Franklin A. Wood.

H. B. No. 88, A bill to be entitled "An Act amending Article 1995, Revised Civil Statutes of Texas of 1925, relating to venue of civil suits, by amending Subdivision 9 thereof fixing the venue of suits based upon crime or trespass so as to except from its provisions actions based upon negligence, and by adding a new subdivision 9a fixing the venue of suits based upon negligence and stating the facts necessary to sustain venue in a county other than the county of defendant's residence; declaring effect of the Act on pending litigation; and declaring an emergency."

H. B. No. 478, A bill to be entitled "An Act amending Chapter 185, Acts of the Regular Session of the 48th Legislature, 1943, so as to authorize the Board of Directors of Texas Technological College at Lubbock, Texas, to select and convey to the City of Lubbock, a municipal corporation of Lubbock County, Texas, a tract of Hundred and Fifty Dollars (\$150.00) land not exceeding seven and one-half per month and declaring an emer-(7.5) acres upon the campus of said gency."

College; etc., and declaring an emergency.

H. B. No. 739, A bill to be entitled "An Act making it unlawful to kill or attempt to kill deer or molest same in Morris County for a period of five (5) years; providing a penalty; repealing all conflicting laws; and declaring an emergency.

H. B. No. 797, A bill to be entitled "An Act amending Section 29, House Bill No. 611, Acts of the 47th Legislature, Regular Session, 1941, as amended by House Bill No. 135, Acts of the 48th Legislature, Regular Session, 1943, and being Section 29 of Article 695c, Vernon's Texas Civil Statutes, providing that the Executive Director of the State Department of Public Welfare may endorse the last warrant written for the old-age assistance, aid to the blind, or aid to dependent children recipient, but not endorsed by such recipient prior to his death, as payable to the person designated by the State Department of Public Welfare as the one responsible for the care and the obligations incurred by the recipient; providing the method of payment and limitation of such payment; providing a repealing clause, a saving clause; and declaring an emergency."

H. B. No. 390, A bill to be entitled "An Act amending Article 702, R. C. S. of Texas, 1925, providing for the holding of elections in counties, cities, or towns for the issuance of bonds of same or of any political subdivision or defined district thereof and the levy of taxes therefor; providing for the submission of such bonds to the Attorney General for approval whether required or not; repealing all laws and parts of laws in conflict therewith; providing a saving clause; and declaring an emergency."

H. B. No. 517, A bill to be entitled "An Act to amend Section 6 of Chapter 125, Acts of the 45th Legislature, 1937, as amended by Chapter 40, Acts of the 49th Legislature, 1945, as amended by Chapter 348, Acts of the 51st Legislature, 1949, by providing that upon a majority vote of the Board of Trustees the maximum monthly pensions of regular organized full-paid Fire Department employees may be increased to One Hundred and Fifty Dollars (\$150.00)

Message From the House

Hall of the House of Representatives, Austin, Texas, April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 169, A bill to be entitled "An Act amending Article 3875 of the Revised Civil Statutes and Article 1492 of the Penal Code so as to permit the payment of the inspection tax on feeding stuff on the basis of reports of tonnage in lieu of the requirement for furnishing and affixing tax tags; amending Article 3872 of the Revised Civil Statutes and Articles 1489 and 1493 of the Penal Code so as to harmonize their provisions to the change in method of paying the inspection tax by changing the method of showing weight and composition of feeding stuffs and by defining certain offenses relating thereto; providing a saving clause; repealing conflicting laws; and declaring an emergency.

H. B. No. 254, A bill to be entitled "An Act amending Article 4498a, Article 4499, Article 4499a, Article 4500, Article 4501, Article 4502, Article 4506, Article 4509, of the Revised Civil Statutes of Texas; providing for repeal of Article 4507 and Article 4508 of the Revised Civil Statutes of Texas; amending Article 743 of the Penal Code of Texas, requiring registration of licensed physicians, providing for duplicate licenses and endorsements, providing for temporary permits, making pro-vision for the compensation of Board members, providing a fee for license and reciprocal agreements, providing fees for examination and provision for revocation, cancellation and suspension, providing for the powers and duties of the Texas State Board of Medical Examiners, repealing all laws and parts of laws in conflict herewith, providing severability, and declaring an emergency."

H. B. No. 295, A bill to be entitled "An Act to amend Subsection (c) of Section 4, and Subsection (g) of Section 5, of Article 6252-6, Revised Civil Statutes of the State of Texas, enacted by the 52nd Session of the Texas Legislature as House Bill No. 753, relating to the accounting of

H. B. No. 414, A bill to be entitled "An Act amending Section 4 of Senate Bill No. 289, Acts of the 52nd Legislature, Regular Session, 1951, Chapter 471, page 830, by inserting the words 'of the court, or may be made by any public officer having a seal,' which were inactive the property of the court, or may be made by any public officer having a seal,' which were inactive the property of the court of th omitted from Senate Bill No. 289 as finally passed and sent to the Governor; and declaring an emergency.'

H. B. No. 392, A bill to be entitled "An Act providing that the State Depository Board may authorize the State Treasurer to accept securities offered for deposit or exchange by state depository banks under Chapter 1, Title 47, R. C. S. of Texas, 1925, as amended, where such offered securities are certain obligations of the United States and other tions of the United States and other bonds guaranteed as to principal and interest by the United States; and declaring an emergency.'

H. B. No. 423, A bill to be entitled "An Act to amend Art. 7718, Revised Civil Statutes of Texas, 1925, as amended, by adding a new section to be known as Article 7718c, so as to provide for the election of directors of water improvement districts for two and four year terms of office and for the holding of a general election on the second Tuesday of January every two years; providing for staggered terms of five di-rectors to be elected at the first general election; and declaring an emergency.'

H. B. No. 434, A bill to be entitled "An Act authorizing Texas Western College of the University of Texas to offer the necessary courses leading to a Bachelor of Science degree in nursing, and to confer such degree on qualified students; and declaring an emergency."

H. B. No. 455, A bill to be entitled "An Act amending Acts of the 52nd Legislature, Regular Session, 1951, Chapter 491, page 868, known as the Insurance Code, by amending Article 3.34 thereof so as to redefine the term 'Texas Securities' to include within the definition the debentures, preferred stock and common stock of any solvent electric public utility company or its holding company in-corporated in Texas and doing business in the State; repealing all laws in conflict herewith and providing a and responsibility for State property; saving clause; and declaring an and declaring an emergency." emergency."

H. B. No. 456, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59, of the Constitution comprising certain territory contained within the City of Waco in McLennan County, Texas, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing, transporting, and distribut-ing the same; providing for the anadditional territory nexation of thereto; providing for a Board of Directors for the government of said District; authorizing the District to do all things necessary to make available for municipal and industrial uses, the water from under-ground and other sources, and water it may obtain by purchase, lease and operation contracts with cities, persons, firms, corporations and public agencies; authorizing the issuance of bonds and providing for payment and security thereof; making applicable to the District, Title 52, Revised Civil Statutes of Texas, as amended, relating to eminent domain and certain general laws relating to water control and improvement districts; prescribing the other powers of the District; enacting other provisions relating to this subject; and declaring an emergency."

H. B. No. 464, A bill to be entitled "An Act authorizing and directing the execution and delivery by the Board for Texas State Hospitals and Special Schools, acting by the executive director thereof, of a right of way easement to certain land in Taylor County, Texas, to the State Highway Commission of the State of Texas, for the construction and maintenance of Farm to Market Road No. 1750; and declaring an emergency."

H. B. No. 513, A bill to be entitled "An Act providing for compulsory treatment of narcotic addicts; defining certain terms; making the use of narcotic drugs unlawful and pro-viding an exception; providing penalties; providing for probation upon conviction or entry of a plea of guilty to violation of this Act; repealing all laws and parts of laws in conflict herewith; and declaring an emer-

H. B. No. 505, A bill to be entitled "An Act creating the office of District Attorney in the 43rd Judicial District composed of the Counties of sheep, and goats, and by amending Wise, Jack and Parker; prescribing Article 6954, Revised Civil Statutes the duties of District Attorney; pro- of Texas, 1925, as amended, so as to

viding for his compensation; providing for the appointment of a District Attorney for said Judicial District by the Governor to serve from the effective date of this Act until the next general election and until his successor is duly elected and qualified; providing for an election of District Attorney for said Judicial District at the next general election after the effective date of this Act and each general election thereafter; making necessary appropriation; and declaring an emergency.'

H. B. No. 519, A bill to be entitled "An Act to amend Article 4365 of the Revised Civil Statutes of 1925, providing that the federal agencies, state courts, schools, school districts, departments and other state agencies shall not be required to give bond for the issuance of duplicate warrant when the original has been lost or destroyed; and declaring an emergency."

H. B. No. 540, A bill to be entitled "An Act to amend Article 7331, Chapter 10, Title 122, of the Revised Civil Statutes of Texas, 1925, as amended by the Acts of the Fourth Called Session of the 41st Legislature, 1930, Chapter 20, page 30; providing for the fees of the tax collector for collecting delinquent taxes; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 557, A bill to be entitled "An Act prohibiting commercial fishing and seines and nets in Denton County; making exceptions, providing suitable penalty, repealing all laws in conflict, and declaring an emergency."

H. B. No. 578, A bill to be entitled "An Act amending Article 6528, Revised Civil Statutes of Texas of 1925, by providing that at the direction of the Secretary of State his seal of office and his official signature in endorsements on bonds registered by him under said statute may be his facsimile seal and his facsimile signature; and declaring an emergency."

H. B. No. 592, A bill to be entitled "An Act regulating the holding of stock law elections by amending Article 6930, Revised Civil Statutes of Texas, 1925, so as to include horses, mules, jacks, jennets, donkeys, hogs,

make it apply to elections concerning cattle only and so as to authorize the holding of such elections in subdivisions of any county of the State; and declaring an emergency.'

H. B. No. 600, A bill to be entitled "An Act to repeal Article 2650 of the Revised Civil Statutes of Texas of 1925, and to repeal Article 2652 of the Revised Civil Statutes of Texas of 1925, and declaring an emergency.'

H. B. No. 617, A bill to be entitled "An Act amending Chapter 358, Acts 1943, 48th Legislature, as amended by Chapter 193, Acts 1947, 50th Legislature, as amended by Chapter 242, Acts 1951, 52nd Legislature, being also known as Article 6243g of Vernon's Revised Civil Statutes of Texas, 1925, providing retirement pensions for certain cities; providing certain conditions of employment; providing that employees may become entitled to credit for services rendered prior to becoming a member; providing an expiration date for receiving be submitted; providing for the givsuch credit; providing monthly additional bonus for service beyond the
required period of service; providing providing providing providing providing providing providing providing the manner of calling said disability pensions; providing for the election and giving notice thereof withholding of certain part of employee's contribution refund when said returns thereof; prescribing the duployee's contribution refund when said the city prior to retirement; providing for reinstatement in the Pension System; providing for physical examinations; defining total and permanent ing the names of candidates printed disability; and declaring an emergency."

H. B. No. 641, A bill to be entitled "An Act waiving and quitclaiming the reversionary interest of the State of Texas in and to certain lands in Bexar County, Texas, owned by the Eden Home for the Aged, Incorporated; and declaring an emergency."

H. B. No. 654, A bill to be entitled "An Act creating within the State of Texas, in addition to the Districts into which the State has heretofore been divided, a District to be known as Orange County Navigation Con-servation and Port District of Orange

of all natural resources within said port and wharf and dock facili-ties of such district within the boundaries thereof which is declared to be essential to the general welfare of the State; defining the boundaries thereof; defining the powers, rights, privileges and functions thereof; providing for its management by a Board of District Commissioners composed of five (5) persons; defining their qualification and duties and the manner of their elec-tion; providing said district may have levied a maintenance tax not to exceed fifty cents (50c) on the one hundred (\$100) dollar valuation of taxable property therein; providing such proposition shall be adopted by majority vote of the qualified property taxpaying voters of said district; providing for an election to be called by the County Judge of Orange County, Texas, at which election the proposition of a maintenance tax shall employee leaves the employment of ties of the county officials with reference to the giving of notice of said election and canvassing the returns thereof; providing the manner of havon the ballot; providing that those qualified to vote for Governor may vote for the candidate for Commissioners of said district; provided that only those resident qualified electors of said District who own taxable property therein and have duly rendered the same for taxation therein shall be allowed to vote upon the proposition of lowers said main the proposition of levying said maintenance tax; providing the term of office of the Board of Commissioners of the District and the manner of their election, prescribing the authority, powers and duties of said Board of Port Commissioners; providing of Port Commissioners; providing the compensation for said Board of Commissioners; providing for the organization of said Board; providing that all officers, agents and emcounty, Texas, situated in Orange County, Texas; declaring the same to be a Governmental Agency and Body Politic, the creation of which is determined to be essential to the accomplishment of the purposes of Section 59 of Article 16 of the Constitution of the State of Texas for the conservation and development (\$1,000) dollars payable to the

District conditioned upon the faithful performance of their duties; providing for the issuance of bonds, revenue and/or tax by said District, to procure funds for any lawful purpose provided in this Act, and when au-thorized by a majority vote of the qualified property taxpaying voters of said District at election held for said purpose; providing the method of holding said election and giving notice thereof; prescribing the form of ballot to be used in said election for the issuance of bonds; providing for the issuance of refunding bonds by the District; providing said District shall have powers granted by general and special laws appertaining to navigation districts; provided that the Commissioners Court of Orange County shall upon requisition of the Board of Port Commissioners exercise and levy taxes for said District; and providing for the abolishment of the Navigation District of Orange County and the conservation and reclamation district of Orange County in event the confirmation election for such District is in favor of confirmation; providing that this Act shall be liberally construed; providing a savings clause, and declaring an emergency."

H. B. No. 671, A bill to be entitled "An Act to allow the Commissioners Court in certain Counties to fix the salaries of the District, County and Precinct Officers and all deputies and employees of such Counties; to provide that the Commissioners Court shall fix the number of deputies and employees of certain District, County and Precinct Officers; to provide for automobile allowance for certain officers and employees; providing for additional compensation from County funds for the County and District Judges of such Counties; repealing all laws in conflict herewith and declaring an emergency."

H. B. No. 685, A bill to be entitled "An Act constituting a local law for the maintenance of the public roads and highways in Rockwall County by authorizing the County to issue certificates of indebtedness for the purpose of acquiring right of way for designated state highways or federal highways when the acquisition of such right of way is approved by the State Highway Commission; requiring the levy of a tax to pay such certificates to be approved by the Attorney General and registered by the Comptroller of Public Accounts amending Section 2 thereof so as to

and prescribing the effect thereof; enacting other provisions relating to the subject; and declaring an emergency."

H. B. No. 757, A bill to be entitled "An Act to create a County Criminal Court for Tarrant County, Texas; prescribing the jurisdiction of said Court; prescribing the powers of said Court; prescribing the terms thereof, the practice therein and the appeals therefrom; providing for the appointment and election of a Judge of said Court; providing a bond and oath of office; providing for the election of special Judges and the services of a clerk of said Court; prescribing salary of said Judge; providing for his removal; providing for the appointment of an additional Assistant Criminal District Attorney; prescribing the salary of said Assistant Criminal District Attorney; providing for the appointment of an additional Criminal Investigator in the Criminal District Attorney's office; prescribing the salary of said Criminal Investigator; providing for the preserving of records in cases in said Court and for the appointment of a reporter; prescribing the salary of such reporter and providing for the transfer of cases; providing a repealing clause, severability clause; and declaring an emergency."

H. B. No. 825, A bill to be entitled Act amending Chapter 467, House Bill No. 77, Acts, Second Called Session, Forty-fourth Legislature, as such has been heretofore amended, being the Texas Liquor Control Act, and being the Act carried in Vernon's Penal Code as Articles 666 and 667, so as to clarify such Act and further regulate and control alcoholic beverages; providing a savings clause; repealing laws in conflict herewith; and declaring an emergency.'

H. B. No. 829, A bill to be entitled "An Act providing and making a transfer of One Thousand and Five Hundred Dollars (\$1,500), in the Chiropractic Examiners Fund Account No. 140, in the State Treasury previously appropriated by H. B. No. 426, Chapter 499, Acts of the Fifty-second Legislature, 1951, from 'Board Members Per Diem' to 'Traveling Expense'; and declaring an emergency.

H. B. No. 834, A bill to be entitled

eliminate Austin County from its provisions, and by adding thereto a new section to be numbered Section 2a, making it unlawful to sell or to take or transport for the purpose of sale outside Austin County any minnows from the public waters of that county; and declaring an emergency."

H. B. No. 836, A bill to be entitled "An Act to amend Acts of the 50th Legislature, 1947, Regular Session, Chapter 186, page 321, so as to create a Board of Directors for the Jackson County Flood Control District and providing for their appointment; transferring the management and control of the Jackson County Flood Control District from the Commissioners Court of Jackson County to said Board; prescribing the terms of office, powers and duties of the Board of Directors; providing authority for the issuance of revenue bonds and the method and procedure therefor; and declaring an emergency."

H. B. No. 839, A bill to be entitled "An Act providing that wild fox may be taken or killed at any time in Guadalupe, Comal, Hays, Blanco, and Kendall Counties, and providing that the hides and pelts thereof may be sold; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

H. B. No. 843, A bill to be entitled "An Act providing that the Board of Trustees of all rural High School Districts and County line rural High School Districts in this State shall, at all times, have the right to enter into contracts of employment with a Superintendent, Principals, and Teachers and other executive officers of such School District for a term not to exceed three years; providing that all twelve-month contracts made with any such employees shall begin on July 1st and end on June 30th in the year terminating the contract; providing that all such contracts shall be approved by the county superintendent of the county having jurisdiction and supervision of such rural High School District; repealing all laws and parts of laws in conflict and declaring an emergency."

H. B. No. 844, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article 16 of the Constitution, to be known as 'Medina County Water Control and Improvement District No. 2'; enacting other

provisions relating to the subject; and declaring an emergency."

H. B. No. 847, A bill to be entitled "An Act to amend Article 4346 of the Revised Civil Statutes of Texas to provide that all deeds conveying land or interests in land to the State of Texas for the use of the State Highway Department for highway purposes be deposited in the offices of the State Highway Department in Austin, Texas, and directing the Comptroller of Public Accounts to transfer to the State Highway Department all such deeds and instruments of conveyance heretofore deposited in his office, along with all of the files and filing equipment used by him in maintaining such files, and declaring an emergency."

H. B. No. 859, A bill to be entitled "An Act fixing the salary of the District Attorney of the 30th Judicial District, repealing all laws, general or special, in conflict with this Act and declaring an emergency."

H. B. No. 861, A bill to be entitled "An Act fixing an open season on buck deer, wild turkey and quail in Live Oak County; repealing all laws in conflict therewith; fixing a penalty; and declaring an emergency."

Respectfully submitted, CLARENCE JONES, Chief Clerk, House of Representatives.

House Bills on First Reading

The following bills received from the House were read first time and were referred to the committees indicated:

H. B. No. 608—To the Committee on Game and Fish.

H. B. No. 277—To the Committee on Educational Affairs.

H. B. No. 844—To the Committee on State Affairs. •

H. B. No. 495—To the Committee on Civil Jurisprudence.

Senate Concurrent Resolution 42

Senator Wagonseller offered the following resolution:

S. C. R. No. 42—Suspending the Joint Rules to consider Senate Bills Nos. 15, 17, and 20:

Be it resolved that the joint rules

be suspended and same are hereby suspended in order that the Senate may take up and consider S. B. No. 15, S. B. No. 17, and S. B. No. 20 at any time.

The resolution was read and was referred to the Committee on Insurance.

Senate Resolution 248

Senator Rogers of Childress offered the following resolution:

Whereas, We are honored today to have in the gallery Misses Diane Davis, Patsy Baker, Nan Allison and Martha Wuerflein, Lamb County 4-H girls, accompanied by Mr. Bob Crowell, manager of the Littlefield, Texas, Chamber of Commerce, and Mrs. Crowell; and

Whereas, These West Texas citizens are in our State Capitol to become better acquainted with their government and the democratic processes: and

esses; and

Whereas, These young ladies have shown outstanding leadership and ability by becoming the first girls to exhibit blue-ribbon winning livestock at the Lamb County 4-H and FFA Junior Livestock Show; now, therefore, be it

Resolved, That we commend those who made this visit possible for this

group, and

Resolved, That we officially recognize and welcome this group, commend them for their accomplishments and their interest in our State government and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Rogers of Childress presented the guests to the Members of the Senate.

Conference Committee on House Bill 79

The President announced the appointment of the following as a Conference Committee of the Senate on H. B. No. 79: Senators Shireman, Hardeman, Kelley, Latimer and Sadler.

Conference Committee on Senate Joint Resolution 2

The President announced the ap-

pointment of the following as a Conference Committee of the Senate on S. J. R. No. 2: Senators Parkhouse, Hardeman, Fuller, McDonald and Sadler.

Motion to Place Senate Joint Resolution 1 on Second Reading

Senator Bell moved to suspend the regular order of business to take up and consider S. J. R. No. 1 at this time (the resolution having been read the second time on Monday, April 20, 1953).

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas-18

Aikin	Martin
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Russell
Fuller	Sadler
Kazen	Shireman
Latimer	Strauss
Lock	Wagonseller

Nays-12

Corbin	Rogers
Hardeman	of Childress
Kelley	Rogers of Travis
Lane	Rutherford
McDonald	Secrest
Moffett	Weinert
	Willis

Absent

Hazlewood

Senate Bill 292 on Second Reading

On motion of Senator Lock and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 292, A bill to be entitled "An Act making appropriations to pay deficiency appropriations and witness fee certificates issued pursuant to law and for which no appropriations have heretofore been made; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 292 on Third Reading

Senator Lock moved that the Con-

stitutional rule requiring bills to be second reading and passage to enread on three several days be suspended and that Senate Mill No. 292 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-30

Aikin Ashley Bell Bracewell Colson Corbin Fuller Hardeman Kazen Kelley Lane Latimer	Moore Parkhouse Phillips Rogers of Childress Rogers of Travi Russell Rutherford Sadler Secrest Shireman Strauss

Absent

Hazlewood

The President then laid the bill befor the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-30

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	
Colson	of Childress
Corbin	
Fuller	
Hardeman	
	_ :::::====
_	
	Wagonseiler
	AA 11112
Bracewell Colson Corbin	Rogers of Childress Rogers of Travi: Russell Rutherford Sadler Secrest Shireman Strauss Wagonseller Weinert Willis

Absent

Hazlewood

Senate Bill 293 on Second Reading

On motion of Senator Lock and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its grossment:

S. B. No. 293, A bill to be entitled "An Act relating to the salaries of all State Officers except the salaries and other compensation of District Judges and except those Constitu-tional State Officers whose salaries are specifically fixed by the Constitution; specifically providing that the Legislature shall fix the amount of compensation to be paid Clerks of the Courts of Civil Appeals, the Supreme Court, and the Court of Criminal Appeals out of the fees of office; specifically suspending all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 293 on Third Reading

Senator Lock moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 293 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-31

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	
Martin	Wagonseller
McDonald	Weinert
PICTOURIG	Willis

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-31

Aikin	Colson
Ashley	Corbin
Bell	Fuller
Bracewell	Hardeman

Hazlewood Rogers Kazen of Childress Kelley Rogers of Travis Lane Russell Latimer Rutherford Lock Sadler Martin Secrest McDonald Shireman Moffett Strauss Moore Wagonseller Parkhouse Weinert Phillips Willis

Senate Bill 101 on Second Reading

On motion of Senator Bracewell, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 101, A bill to be entitled "An Act amending Section 1 of Acts of the 44th Legislature, 1935, Chapter 39, page 111, as amended by subsequent sessions of the Legislature, and as codified as Section 1, or Article 4639a, Vernon's Civil Statutes of Texas, so as to raise the age from sixteen (16) to eighteen (18) years for which the court may require a parent to contribute to the support of a minor child upon the granting of a divorce; repealing all laws in conflict herewith and providing a saving clause; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 101 on Third Reading

Senator Bracewell moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 101 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-27

Aikin Moffett Ashley Moore Parkhouse Bell Bracewell Phillips Colson Rogers of Travis Corbin Russell Fuller Rutherford Sadler Hardeman Hazlewood Secrest Kazen Shireman Lane Strauss Latimer Wagonseller Willis Lock

Martin

Absent

Kelley McDonald

Rogers of Childress Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Reports of Standing Committees

By unanimous consent, Senater Fuller submitted the following report:

Austin, Texas, April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We your Committee on Game and Fish, to whom was referred H. B. No. 608, have had the same under conisderation, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman

By unanimous consent, Senator Moore submitted the following report:

Austin, Texas, April 27, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred S. C. R. No. 42, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman

House Joint Resolution 16 on Second Reading

Senator Shireman asked unanimous consent to suspend the regular order of business to take up and consider H. J. R. No. 16 at this time.

There was objection.

Senator Shireman then moved to suspend the regular order of business to take up and consider H. J. R. No. 16 at this time.

The motion prevailed by the following vote:

Yeas-22

Aikin Colson Corbin Fuller Hazlewood Rogers of Travis Russell Kelley Latimer Rutherford Lock Sadler Secrest Martin Moffett Shireman Moore Strauss Wagonseller Parkhouse Willis **Phillips**

Nays-7

Ashley Bracewell Hardeman Kazen

Lane McDonald Weinert

Absent

Bell

Rogers of Childress

The President then laid before the Senate for consideration at this time the following resolution:

H. J. R. No. 16, Proposing an amendment to Section 19 of Article XVI of the Constitution of the State of Texas to provide that the qualifications for service on grand and petit juries shall not be denied or abridged by reason of sex; providing for an election and the issuance of a proclamation therefor; and appropriating funds for the financing thereof.

Senator Shireman offered the following committee amendment to the resolution:

Amend H. J. R. No. 16 by striking therefrom the last sentence in Section 3 thereof.

The committee amendment was adopted.

Senator Ashley offered the following amendment to the resolution:

Amend H. J. R. No. 16 by striking out Section 1 of said bill and substituting therefor the following:

"Section 1. That Section 19 of Article 16 of the Constitution of Texas be amended so as to hereafter read as follows:

"Section 19. The Legislature shall prescribe by law the qualification of grand and petit jurors, provided that the qualification of no person for service on grand juries or on petit juries shall be denied or abridged on account of sex, and no person shall be exempt from service on grand |

juries or petit juries on account of sex."

The amendment failed of adoption by the following vote:

Yeas-11

Ashley Bracewell Hardeman Kazen Lane Martin

McDonald Moffett Phillips Rutherford Weinert

Nays-18

Aikin Bell Colson Fuller Hazlewood Kelley Latimer Lock Parkhouse

Rogers of Childress Rogers of Travis Russell Sadler Secrest Shireman Strauss Wagonseller Willia

Absent

Corbin

Мооге

Senator Lane offered the following amendment to the resolution:

ation therefor; and appropriating ands for the financing thereof.

The resolution was read second me.

Amend Sec. 2 of H. J. R. 16 at line 32 by deleting the word "permit" and inserting in lieu thereof the word "require."

The amendment was adopted.

Senator Lane offered the following amendment to the resolution:

Amend Sec. 2 of H. J. R. 16 at line 34 by deleting the word "permit" and inserting in lieu thereof the word "require."

The amendment was adopted.

The resolution, as amended, was passed to third reading by the following vote:

Yeas-22

Aikin Bell Colson Corbin Fuller Hazlewood Kelley Latimer Lock Martin Moffett

Parkhouse **Phillips** Rogers of Travis Russell Rutherford Sadier Secrest Shireman Strauss

Willis

Wagonseller

Nays-8

Ashley Bracewell Hardeman Kazen Lane McDonald Rogers

of Childress Weinert

Absent

Moore

Motion to Place House Joint Resolution 16 on Third Reading

Senator Shireman moved that the Constitutional rule requiring resolutions to be read on three several days be suspended and that H. J. R. No. 16 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—23

Aikin Phillips Bell Rogers Colson of Childress Corbin Rogers of Travis Fuller Russell Hazlewood Rutherford Kelley Sadler Latimer Secrest Lock Shireman Martin Strauss Moffett Wagonseller Parkhouse Willis

Nays—7

Ashley Bracewell Hardeman Kazen

Lane McDonald Weinert

Absent

Moore

House Bills and Resolutions on First Reading

The following bills and resolutions received from the House were read the first time and were referred to the committees indicated:

- H. B. No. 254, to Committee on Public Health.
- H. B. No. 684, to Committee on Counties and County Boundaries.
- H. B. No. 685, to Committee on Counties and County Boundaries.
- H. B. No. 316, to Committee on Educational Affairs.

- H. B. No. 654, to Committee on Counties and County Boundaries.
- H. C. R. No. 76, to Committee on Civil Jurisprudence.
- H. C. R. No. 74, to Committee on Civil Jurisprudence.
- H. C. R. No. 71, to Committee on Civil Jurisprudence.
- H. C. R. No 72, to Committee on Civil Jurisprudence.
- H. C. R. No. 75, to Committee on Civil Jurisprudence.
- H. C. R. No. 73, to Committee on Civil Jurisprudence.
- H. B. No. 535, to Committee on Civil Jurisprudence.
- H. B. No. 569, to Committee on Counties and County Boundaries.
- H. B. No. 597, to Committee on Educational Affairs.
- H. B. No. 598, to Committee on Game and Fish.
- H. B. No. 614, to Committee on Civil Jurisprudence.
- H. B. No. 632, to Committee on Civil Jurisprudence.
- H. B. No. 840, to Committee on Game and Fish.
- H. B. No. 838, to Committee on Game and Fish.
- H. B. No. 837, to Committee on Game and Fish.
- H. B. No. 833, to Committee on Game and Fish.
- H. B. No. 832, to Committee on Game and Fish.
- H. B. No. 793, to Committee on State Affairs.
- H. B. No. 782, to Committee on State Affairs.
- H. B. No. 781, to Committee on Civil Jurisprudence.
- H. B. No. 762, to Committee on State Affairs.
- H. B. No. 745, to Committee on State Affairs.
- H. B. No. 224, to Committee on Civil Jurisprudence.

- H. B. No. 245, to Committee on Agricultural Affairs.
- H. B. No. 667, to Committee on State Affairs.
- H. B. No. 627, to Committee on State Affairs.
- H. B. No. 853, to Committee on Game and Fish.
- H. B. No. 841, to Committee on Educational Affairs.
- H. B. No. 642, to Committee on State Affairs.
- H. B. No. 357, to Committee on Counties and County Boundaries.
- H. B. No. 379, to Committee on State Affairs.
- H. B. No. 381, to Committee on Civil Jurisprudence.
- H. B. No. 415, to Committee on Civil Jurisprudence.
- H. B. No. 856, to Committee on Counties and County Boundaries.
- H. B. No. 862, to Committee on Game and Fish.
- H. B. No. 564, to Committee on Civil Jurisprudence.
- H. B. No. 858, to Committee on Civil Jurisprudence.
- H. C. R. No. 47, to Committee on Civil Jurisprudence.
- H. C. R. No. 58, to Committee on Civil Jurisprudence.
- H. C. R. No. 44, to Committee on Civil Jurisprudence.
- H. C. R. No. 68, to Committee on Counties and County Boundaries.
- H. B. No. 423, to Committee on Water Rights, Irrigation and Drainage.
- H. B. No. 434, to Committee on Finance.
- H. B. No. 455, to Committee on Civil Jurisprudence.
- H. B. No. 456, to Committee on Water Rights, Irrigation and Drainage.
- H. B. No. 464 to Committee on State Affairs.

- H. B. No. 505, to Committee on Finance.
- H. B. No. 513, to Committee on State Affairs.
- H. B. No. 519, to Committee on Civil Jurisprudence.
- H. B. No. 540, to Committee on Civil Jurisprudence.
- H. B. No. 557, to Committee on Game and Fish.
- H. B. No. 578, to Committee on State Affairs.
- H. B. No. 592, to Committee on Agricultural Affairs.
- H. B. No. 600, to Committee on Civil Jurisprudence.
- H. B. No. 617, to Committee on State Affairs.
- H. B. No. 641, to Committee on State Affairs.
- H. B. No. 671, to Committee on Civil Jurisprudence.
- H. B. No. 757, to Committee on Civil Jurisprudence.
- H. B. No. 825, to Committee on Criminal Jurisprudence.
- H. B. No. 829, to Committee on Finance.
- H. B. No. 834, to Committee on Game and Fish.
- H. B. No. 836, to Committee on Water Rights, Irrigation and Drainage.
- H. B. No. 839, to Committee on Game and Fish.
- H. B. No. 843, to Committee on Educational Affairs.
- H. B. No. 847, to Committee on State Affairs.
- H. B. No. 859, to Committee on Finance.
- H. B. No. 861, to Committee on Game and Fish.
- H. B. No. 169, to Committee on Agricultural Affairs.
- H. B. No. 295, to Committee on State Affairs.
- H. B. No. 414, to Committee on Civil Jurisprudence.

H. B. No. 392, to Committee on State Affairs.

Senate Bill 122 Recommitted

On motion of Senator Bell and by unanimous consent of the Senate, S. B. No. 122 was recommitted to the Committee on State Highways and Motor Traffic.

Senate Bill 106 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 106, A bill to be entitled "An Act transferring funds and making an appropriation to the Secretary of State, supplementing the appropriation for seasonal help for the fiscal year ending August 31, 1953, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 106 on Third Reading

Senator Aikin moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 106 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-30

A *1.1	3.6
Aikin	${f Moore}$
Ashle y	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Kazen	Sadler
K elle y	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	${f W}$ illis
Moffett	

Absent

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-31

Aikin Ashley Bell Bracewell Colson Corbin Fuller Hardeman Hazlewood Kazen Kelley Lane	Moffett Moore Parkhouse Phillips Rogers of Childress Rogers of Travis Russell Rutherford Sadler Secrest Shireman
Kelley	Secrest
Latimer Lock	Strauss Wagonseller
Martin McDonald	Weinert Willis

Adjournment

On motion of Senator Weinert, the Senate at 12:30 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

FIFTY-FOURTH DAY

(Tuesday, April 28, 1953)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moffett
Ashle y	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	\mathbf{W} illis
McDonald	
Latimer Lock Martin	Wagonseller Weinert

Absent—Excused

Russell

A quorum was announced present.

Reverend Lawrence Bash, pastor of University Christian Church of Austin, offered the invocation.